463 Coppoung as well the Summe of Eight thousand pounds of
tobacco his Debt aft. as also the Summe of
715 pounds of Tobacco by the Court here adjudged
unto him of his Consent for his Costs and damages sustained by
Occasion of Detaining the same Debt & the Defend.t in Mercy
&c. And the plaintiffe Releases unto the Defend.t his Debt aft.
Reserving to himself the whole Cost of Suite that has accrued
on the originall Action plaites adm.r ag.t Jn.o Alkey and the
Severall Actions brought on the said Alkeys bayle bond aft.

Att. Thomas Hellon — Ann Arundell Co.ty } John Dowdell of Cecill County Gent.
a } otherwise called Jo.n Dowdall of Cecill County in the
Def. Jn.o Dowdell — province aft. was summoned to answer unto Thomas
Hellon Sheriff of Said County of a plea that he render
unto him the Summe of Eight thousand pounds of Good sound
merchantable Leaf Tob.o which to him he owes and Unjustly
detaines &c.

Whereupon the same Thomas by Wornell Hunt his attorney sayes
that whereas the aft. Jn.o Dowdall the Eighteenth Day of Aug.t
in the yeare of our Lord Seventeen hundred and Eight at the
Citty of Annapolis in the County of Ann Arundell by his
Certaine writeing obligatory sealed w.th his Seale and dated
the day and yeare last mentioned granted himselfe to be held and
firmly bound to the aft. Thomas Hellon in the aft. Summe
of Eight thousand pounds of Tobacco to be paid to the same
Thomas when he should be required thereunto Nevertheless the aft.
Jn.o Dowdall the oft en required the aft. Summe of Eight thousand
pounds of Tobacco to the same Thomas as yett hath not rendred but
the same to him to render hitherto hath always refused and still
Refuses wherefore he sayes he is the worse and hath Damage to the
Value of Sixteen thousand pounds of Tob.o & thereof he brings his
Suite &c. And brings unto Court the writeing obligatory aft. mentioned
Testifies the Debt aft. &c.

J. Dod
Pl. cq. &c. R. Ros

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464 And the said Jn.o Dowdall by Wladen his attorney Comes and defends the
force and injury when &c. and prayes the hearing of the writing obli-
gatory aft. and its Read unto him he also prayes the hearing of the
Condition of the same writeing obligatory and its read unto him in these words
Viz.t The Condition of this obligation is such that if the above bound
John Alkey do and shall make his personall appearance before the Justices
of the provinciall Court to be held at Annapolis the first Tuesday in Oc-
tober next to answer unto Ann Plater adm.x of the Goods and Chattels
&c. of George Plater Esq.r Decd in a plea of Trespass upon the Case then this
obligation to be Void or else to be in full force and Vertue.

Which being read and heard the said Jn.o Dowdall by his attorney aft. sayes
that he Cannot Gainsay the plaintiffs action aft. so as aft. against him
brought nor Can he Say but that the writeing obligatory aft. is his act &
Deed and that the Debt therein mentioned is yet Due and Unsatisfied.
Wherefore the said plaintiff prays Judgm.t for his Debt aft. & his Costs &
Damages sustained by occasion of Detaining the same Debt to him to be
adjudged &c.

Therefore it is considered by the Justices here this fifth Day of April Anno
Dni 1709 that the said Thomas Hellon Recover ag.t the said Jn.o Dowdall al-
well the Summe of Eight thousand pounds of Tobacco his Debt aft. as also the
715 Summe of
pounds of Tobacco by
the Court here adjudged unto him of his Consent for his Costs and damages
sustained by occasion of Detaining the same Debt and the Defend.t in
Mercy &c. And the plaintiffe Releases unto the Defend.t his Debt aft.
Reserving to himself the whole Cost of Suite that has accrued on the
Originall Action plaites adm.x ag.t John Alkey & the Severall Actions
brought on the said Alkeys bayle bond aft.

Att. Rich.d Dallam — Maryland } Edw.d Batson late of Calv.t Co.ty Gent. att. Dep.
a } Edw.d Batson — Edw.d Batson of Calv.t Co.ty Gent. was summoned to answer
Def. unto Rich.d Dallam of a plea that he render unto him the Summe of Seven
thousand pounds of Tobacco in Cask w.ch he owe the & from him Unjustly
Detaineth &c.

Whereupon the same Rich.d in his proper person saith that whereas the
said Edw.d the 18.th Day of April 1708 at the upper hundred of the Cittie of
Calv.t County aft. by his Certaine bond or writeing obligatory sealed with his
(Seal)